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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q67986

Mitsuru TAMURA, et al.

Appln. No.: 10/040,333

Group Art Unit: 1713

Confirmation No.: 3288

Examiner: Not yet Assigned

Filed: January 9, 2002

For: METHOD AND APPARATUS FOR DETECTING AGGLOMERATES

**CORRECTED INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the document which is listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application. This Information Disclosure Statement and the attached PTO/SB/08 A & B (modified) are being filed to correct an error in the filing dated October 14, 2003. With regard to the Information Disclosure Statement, the reference being cited is EP 0 264 055, published April 20, 1988 (not April 10, 1988) and in the PTO/SB/08 A & B (modified), it should read EP 0 264 055, published 04/20/2000 (not JP 0 264 055, published 4/10/1988).

One copy of each of the listed document is submitted herewith.

INFORMATION DISCLOSURE STATEMENT  
U.S. Appln. No.: 10/040,333

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

  
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WASHINGTON OFFICE  
23373  
CUSTOMER NUMBER

Date: November 24, 2003

Substitute for Form 1449 A & B/PTO		<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Application Number	10/040,333
		Confirmation Number	3288
		Filing Date	January 9, 2002
		First Named Inventor	Mitsuru TAMURA
		Art Unit	1713
		Examiner Name	Not yet Assigned
		Attorney Docket Number	Q67986

## **U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

## NON-PATENT LITERATURE DOCUMENTS

**Examiner Signature** \_\_\_\_\_ **Date Considered** \_\_\_\_\_

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.